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Attorneys for Engineered Structures, Inc. ("ESI")

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF VIRGINIA
Richmond Division

In re
CIRCUIT CITY STORES, INC., et al.,
Debtors.

Chapter 11
Case No. 08-35653 (KRH)
(Jointly Administered)

Engineered Structures, Inc. ("ESI")

Plaintiff

v.

Circuit City Stores, Inc.

Defendant

ORDER

THIS MATTER, having come on before the court on January 16, 2009, at 10:00 a.m. upon Creditor Engineered Structures, Inc.'s Motion to Terminate the Automatic Stay [Docket 1070] and with Engineered Structures, Inc. ("ESI") having appeared by and through its counsel of

record, Seyfarth Shaw, LLP, with the Debtor, Circuit City Stores, Inc., having appeared by and through its counsel of record, with Circuit City having objected to termination of the automatic stay as to Store #3878 located at 835, East Birch Street, Brea, California APN 319-011-67 and Store #4313 located at 1020 West Imperial Highway, La Habra, Orange County, California, APN 019-171-19 and with the parties having reached an agreement with respect to the motion:

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED:

1. ESI's motion to terminate the automatic stay as to Store #3878 in Brea, California and Store #4313 in La Habra, California is hereby granted and ESI is authorized to prosecute a lien foreclosure action in the state of California with respect to the properties described above; and
2. ESI shall not seek to execute upon or attach any other property of the bankruptcy estate without further court order; and
3. The ten (10) day stay provided for by Federal Rule Bankruptcy Procedure 4001(a)(3) is waived.

Dated: _____

United States Bankruptcy Judge

WE ASK FOR THIS

/s/ Rhett Petcher

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*Attorney to the Debtors
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Local Rule 9022-1(C) Certification

The foregoing Order was endorsed by and/or served upon all necessary parties pursuant to Local Rule 9022-1(C).

By: /s/ Rhett Petcher

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